IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE SEVENTEENTH DAY OF JANUARY
TWO THOUSAND AND SIX.

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO.912 OF 2006

Between:

C.Shankar.

..... PETITIONER

AND

The Municipality, BhainsaAdilabad District, represented by its Commissioner and another.

....RESPONDENTS

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O R D E R:

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The writ petition is filed seeking a Writ of Mandamus to direct the respondents not to interfere with the ongoing construction of the writ petitioner.

It is stated that the petitioner purchased the plots No.71 and 72 in Sy.No.218 situated at Bhainsa village and Mandal, Adilabad District and to construct a house, he obtained sanctioned plan vide proceedings No.G1/67/2004 dated 21.3.2005. While so, the respondents are threatening to demolish the said house on the ground that the petitioner is constructing structures unauthorisedly.

I am not inclined to express any opinion as to whether the petitioner has made any structure in deviation of the sanctioned plan and permit. However, if there are any deviations, the 1st respondent shall issue notice satisfying the deviations of unauthorized constructions by taking appropriate action in accordance with law.

Having regard to the facts and circumstances, the 1st respondent is directed not to demolish the building of the petitioner without following the due procedure and without issuing any notice in accordance with law. Accordingly, the writ petition is disposed of. No costs.

V.ESWARAIAH, J

17th January 2006.

BCS